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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Pradier et al. Group Art Unit: #6  
International Application No: PCT/FR95/00250  
Serial No.: 08/716,209 Examiner:  
International Filing Date: 02 March 1995

For: Recombinant Adenoviruses Coding For Brain-Derived Neurotrophic Factor (BDNF)

To: The Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

CERTIFICATE OF MAILING (37 CFR § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: February 5, 1997

Paula L. Dickey  
(Type or print name of person mailing paper)

Paula L. Dickey  
(Signature of person mailing paper)

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 CFR §§ 1.97 AND 1.98**

Dear Sir:

Applicants submit herewith a list of patents and publications which Applicants believe the Examiner may consider to be material to the patentability of claims of this application and which there may be a duty to disclose in accordance with 37 CFR § 1.56.

These patents and publications were cited in the International Search Report, and have been sent to the USPTO as an Elected Office.

Patents FD and FF, and publications PB and PD are in the French language. As a concise explanation of the relevance of Patents FD and FF and Publication PB and PD as they are presently understood, Applicants submit herewith: (1) an English language translation of the International Search Report (Appendix 1), showing the relevance found by the International Search Authority; and (2) an English language translation of Section V of the

International Preliminary Examination Report (Appendix 2), showing the relevance found by the International Preliminary Examination Authority.

While the patents and publications disclosed herein may be "material" within the meaning of 37 CFR § 1.56, Applicants' inclusion thereof in this Statement is not intended to constitute an admission that any such patent or publication is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR § 1.97 (g) and (h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that the information cited is material to patentability as defined in 37 CFR § 1.56(b).


Applicants believe that the claims in the present application are patentably distinguishable over the patents and publications listed on the attached Information Disclosure Citation Form.

This Information Disclosure Statement is being filed before the first Office Action on the merits of this application and accordingly, pursuant to 37 CFR § 1.97 (b)(3), this statement requires neither a fee nor a certification.

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